



Read

6 Feb. 1752

Enacted

25 Geo. II.

Public Acts

c. 57.

A BILL for repairing and widening the Road leading from Market Harborough in the County of Leicester, through Desborough, Rowell, Kettering, Barton-Seagrave, and Thrapston, in the County of Northampton, and through Bythorne, Spaldwick, and Ellington, to the Pound in the Parish of Brampton, in the County of Huntingdon.



Hereas the Road leading from Market Harborough, in the County of Leicester, ~~through St. Mary's Street~~ ~~thence~~ through Desborough, Rowell, Kettering, Barton-Seagrave, and Thrapston, in the County of Northampton, and through Bythorne, Spaldwick and Ellington, to the Pound in the Parish of Brampton, in the County of Huntingdon being the Great Road leading from many large Trading Towns, in the Counties of Warwick, Leicester, Stafford, Chester, Lancaster, Derby, Nottingham, and York, to the Borough of Huntingdon, the University and Town of Cambridge, and many other large Trading Towns, in the Counties of Cambridge, Essex, Suffolk, and Norfolk, are by Means of the Narrowness thereof, in some Places, and the many heavy Carriages passing thereon, become deep and ruinous, and in some Parts thereof, in wet and rainy Seasons, are subject to be overflowed, so that Travellers cannot pass thereon without great Danger, and the produce of the Lands in, and the Manufactures, of the said several Counties, cannot be carried to the proper Places, for the Sale and Consumption thereof, and the said Road cannot, by the Laws now in being, be repaired and kept in Repair, without the Aid of Parliament.

A

May

May it therefore please your MAJESTY,

That it may be enacted **And be it Enacted**, by the Kings most excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual, and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That

shall be and are hereby nominated, and appointed, Trustees, for the Trustees.
 surveying, ordering, amending, widening, and keeping in Repair the
 said Road, and for putting in Execution all the Powers by this Act
 given, and that they and the Survivors of them or any or more
 of them or such Person or Persons as they, or any or more of
 them shall direct or appoint, shall and may, and they are hereby au-
 thorized and impowered to erect, and set up, one or more, Turnpike,
 or Turnpikes, Toll-gate, or Toll-gates, Toll-house, or Toll-houses,
 in, upon, or cross, any Part or Parts, or Place or Places, of the said
 Road, leading from *Market Harborough* aforesaid, to the Market-
 Cross in *Thrapston*, aforesaid, as to the Trustees, and their Successors,
 or any or more of them, shall seem requisite and expedient, and And take
 to receive and take before any Horse, Mare, Cattle, Coach, Berlin, Tolls thereat.
 Landau, Chariot, Calash, Chaise, Chair, Hearse or Litter, Waggon,
 Wain, Cart, or other Carriage, Horse, Ass, Mule, or any Sort of Cattle
 shall be permitted to pass through the said Turnpike, or Turnpikes,
 Toll-gate, or Toll-gates, the several Tolls, and Duties following,
 between *Market Harborough* aforesaid, and the Market-Cross in
Thrapston aforesaid, that is to say,

The Tolls.

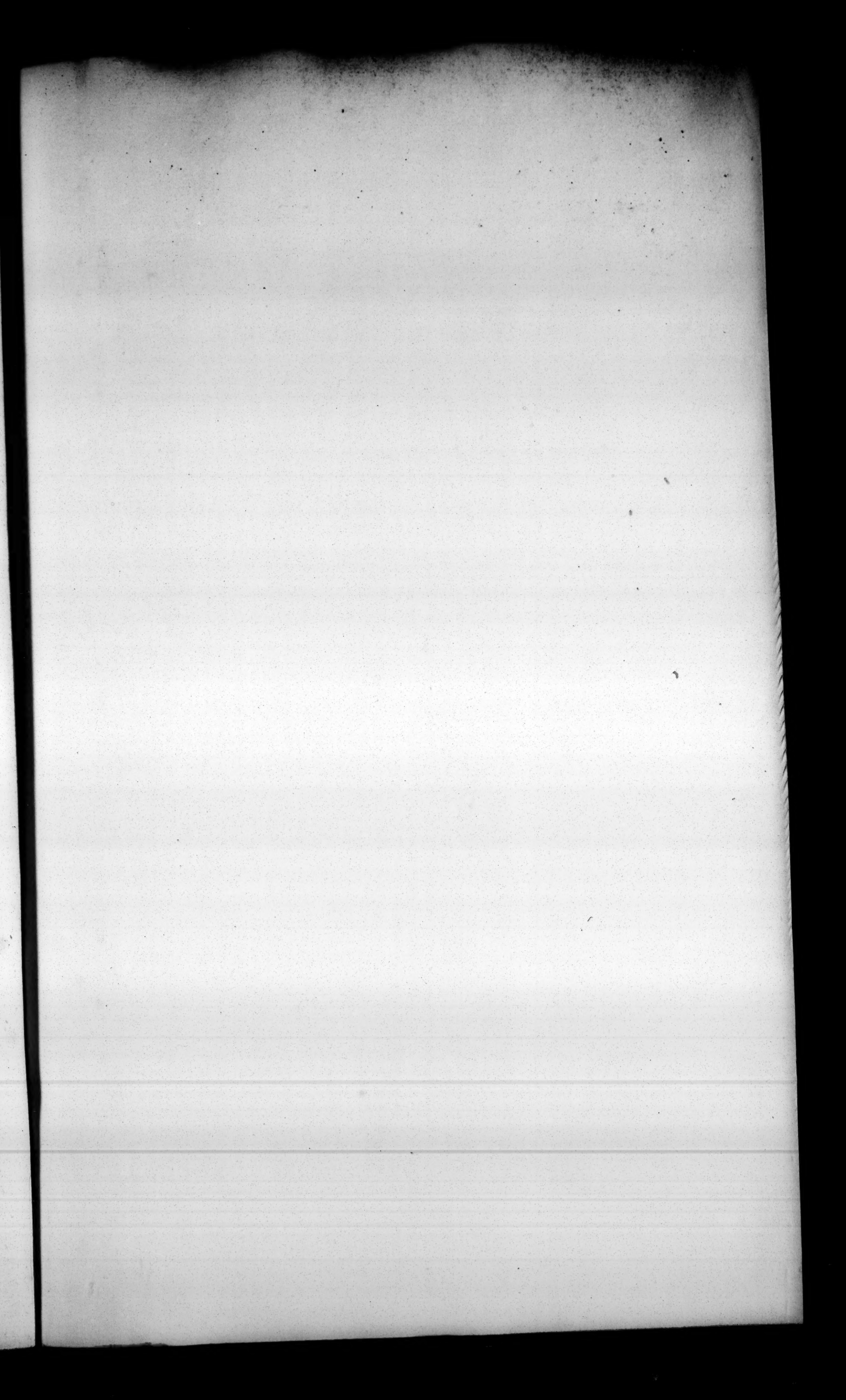
And take
Tolls thereat.

The Tolls.

And also to erect, and set up, one or more Turnpike, or Turnpikes, Toll-gate, or Toll-gates, Toll-house, or Toll-houses, in, upon, or cross, any Part or Parts, Place or Places of the said Road leading from the Market-Cross in *Thrapston* aforesaid, to the Pound in *Brampton* aforesaid, as to the Trustees, and their Successors, or any or more of them, shall seem requisite and expedient; and also to receive and take, before any Horse, Mare, Cattle, Coach, Berlin, Landau, Chariot, Calash, Chaise, Chair, Hearse or Litter, Waggon, Wain, Cart, or other Carriage, Horse, Ass, Mule, or any Sort of Cattle shall be permitted to pass through the said Turnpike, or Turnpikes, Toll-gate, or Toll-gates, last mentioned, the several Tolls, and Duties following, between the Market-Cross in *Thrapston* aforesaid, and the Pound in *Brampton* aforesaid, that is to say,

Which said several and respective Sums of Money shall be demanded and taken in the Name of and as a Toll, or Duty, Tolls, or Duties, and the Money, so to be raised, and collected, shall be, and is hereby, vested in the said Trustees, and the same and every Part thereof, shall be paid, applied to, and disposed of, or assigned, in manner following, that is to say, in the first Place for the paying and defraying the Charges and Expences of procuring and obtaining this Act; and afterwards for the making, amending, and keeping in Repair the Road hereby intended to be made and repaired, and to and for

This is continued at 212. K 7 (16)
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This continues 212 K 7 (48) below

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212. K. 7
16

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for the several other Uses, Intents, and Purposes, and in such Manner as is herein after declared and directed; and the said Trustees, or any

or more of them are hereby impowered, by themselves, or by any Person, or Persons, by them, or any or more of them under their Hands and Seals thereunto authorised, to the Tolls or Duties hereby required to be paid, upon any Person or Persons who shall (after demand thereof made) refuse or neglect to pay the same, by of any Horse, or other Cattle, or Goods, upon which such Toll, or Duty, is by this Act imposed, or upon any other of the Goods and Chattles of such Person, or Persons, so neglecting or refusing, to pay the same; and the Cattle or Goods so

Tolls to be
levied by Dis-
tress and Sale.

And be it further Enacted, by the Authority aforesaid, that if any Person, or Persons, owning or occupying any Land, near to any of the said Turnpikes, Toll-gates, or Side-bars, shall, during the Continuance of this Act, permit any Person, or Persons, to pass through such Land, with any Coach, Berlin, Landau, Chariot, Calash, Chaise, Chair, Hearse, or Litter, Waggon, Wain, Cart, Carriage, Horse, Ass, Mule, or any Sort of Cattle, or if any Person, or Persons, shall, at any Time, unload, or cause to be unladen, any Sort of Goods, and Merchandize, or take off, or cause to be taken off, any Horse, or Horses, from any Coach, Chariot, Berlin, Landau, Chaise, Calash, Chair, Hearse, or Litter, or any Horse, or Horses, Ox, or Oxen, or other Cattle; from any Waggon, Wain, Cart, or any other Carriage at or before the same shall come to any of the Gates or Turnpikes erected, by Virtue of this Act, with an Intent, to avoid paying, any of the Tolls, or Duties, hereby imposed, or shall conceal, or secret, any Goods, or other Things, chargeable with any the Tolls aforesaid, or shall put, or leave in any House, or Place, any Coach, Chariot, Berlin, Landau, Chaise, Calash, Chair, Waggon, Wain, Cart, or any other Carriage, Horse, Gelding, Mare, or any other Cattle, chargeable with, or liable to pay the said Tolls, or Duties, with such Intent as aforesaid each and every Person and Persons so offending in any of the Cases aforesaid, and being thereof

Penalty on
permitting
private Pas-
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Trustees may
erect Side-
gates.

Trustees to
chuse Offi-
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And to re-
move them.

Officers to
Account on
Oath,

once a Month
or oftner,

in Writing.

no Fee to be
taken for
Oath,
may be taken
in Writing.

And be it further enacted by the Authority aforesaid, that it shall and may be lawful to and for the said Trustees or any or more of them, to erect, or cause to be erected, one or more Gate, or Gates, Turnpike, or Turnpikes, Toll-house, or Toll-houses, on the Side or Sides of the said Road, and cross any Lane, or Way leading out of the same, and there to take and receive such Tolls, as are by this Act granted, and made payable. **And be it further Enacted**, by the Authority aforesaid, that the said Trustees, or any or more of them present, at their first or any succeeding Meeting, by any Writing under their Hands and Seals, shall and may chuse, and appoint, one or more fit Person, or Persons, to be Clerk, or Clerks, Treasurer, or Treasurers, Receiver, or Receivers, Collector, or Collectors of the Tolls and Duties aforesaid; and shall take such Security for the due Execution of their respective Offices, as the said Trustees shall approve of: And also, shall and may in like manner chuse and appoint, one or more fit Person, or Persons, to be Surveyor, or Surveyors, to view the Condition of the said Road, and to see that the same is repaired, and also, that the Money by this Act raised, be duly applied, and from Time to Time to remove such Clerk, or Clerks, Treasurers, Collectors, Receivers, and Surveyors, or any of them, as they shall see occasion, and appoint new ones in case of Death, or such Removal; and such Person or Persons, as is, or are hereby made liable to pay the said Tolls or Duties, shall pay the same after the Rates aforesaid, to such Treasurer, or Treasurers, Receiver, or Receivers, Collector, or Collectors, as shall from Time to Time be appointed for that Purpose; and the Person or Persons, so appointed to collect and receive the said Tolls or Duties; and also such Surveyor and Surveyors, so appointed as aforesaid, shall upon Oath, or being of the People called Quakers, upon their solemn Affirmation, if thereunto required by the said Trustees, or any or more of them, or before one or more Justice, or Justices of the Peace, residing near to the said Road (which Oath, or Affirmation, the said Trustees or any or more of them, or the said Justice is, and are hereby impowered, and required to administer)

or oftner if required, during the Continuance of this Act, give in a true, exact, and perfect Account in Writing, under their respective Hands, of all Moneys, which he and they, and every or any of them, shall to such Time have received, paid, and disbursed, by Virtue of this Act, or by Reason of their respective Offices, for which Oath, no Fee or Reward shall be taken, and the same may be taken in Writing, without any Stamp thereupon; and in case any Money so received shall remain



main in their, or any of their Hands, the same shall be paid to the said Trustees, or any or more of them, or to such Person or Persons, as they, or any or more of them, shall by any Writing or Writings, under their Hands authorize, and impower to receive the same, and shall be disbursed and laid out in amending the said Road, according to the true Meaning of this Act, and not otherwise; and the said Trustees or any or more of them, Trustees may allow Salaries to the Officers.

shall and may, out of the Money arising by the said Tolls and Duties, make such Allowance to the Clerk, or Clerks, Treasurer, or Treasurers, Receiver, or Receivers, Collector, or Collectors, and the Surveyor, and Surveyors, and other Officers by the said Trustees, or any or more of them so appointed as aforesaid, for and in Consideration of his and their Care and Pains respectively taken in the Execution of his and their respective Office, or Offices, and to such other Person, or Persons, as have been or shall be assisting, in and about procuring the said Road to be amended, and repaired, as to the said Trustees, or any or more of them shall seem meet;

and in case the said Receiver, or Receivers, Collector, or Collectors, of the aforesaid Tolls or Duties, so to be paid as aforesaid, or the Surveyor, or Surveyors, or any of them, shall not give and make such Account Officers not making Account and Payment,

and Payment, as the said Trustees or any or more of them, shall order and direct, that then any

And be it further Enacted, by the Authority aforesaid, that it shall and may be lawful to, and for the said Surveyor, or Surveyors, and such Persons as he, or they, shall appoint to dig, gather, take, and carry away, any Gravel, Furze, Heath, Sand, Stones, or other Materials, out of any River, or Brook, or out of, or from, the Waste or Common, of or in any Parish, Town, Village, or Hamlet, in the said several Counties, proper and convenient for repairing, and amending, of the Road aforesaid, and for want of sufficient Gravel, Furze, Heath, Sand, Stones, or other Materials, then, to dig, gather, take, and carry away, the same in and out of any River, Brook, Waste, or Common, of any Neighbouring Parish, Town, Village, or Hamlet, in any other County, or Counties, without paying any Thing for same.

Surveyors may get Materials out of Commons, &c.

without paying for the same.

Levelling the Holes, for the same. Such Surveyor, or Surveyors, levelling or causing to be levelled, all such Holes and Pits, where any such Materials, as aforesaid shall be digged, gathered, or taken, and from whence the same shall be carried away; and where there is not sufficient of such Materials, in any such Rivers, Brooks, Commons, or Waste Grounds, as aforesaid, it shall and may be lawful, for such Surveyor, or Surveyors, by order of the said Trustees or any or more of them, to dig, and gather, such Materials, in, and carry the same, out of the several Grounds of any Persons or Persons, (not being the Ground, whereon any Houses, Stand, or a Garden, Orchard, Yard, or Park, planted Walk, or Walks, or Avenue, to any House, or any Piece or Parcel of Ground, set apart or used as a Plantation or Nursery for Trees) where such Materials are or may be found, and from Time, to Time, to carry away the same, or so much thereof, as the said Surveyor, or Surveyors, shall judge necessary for repairing and amending the Road aforesaid, paying such Rates, for such Materials, and for the Damage done to the Owners, and Occupiers respectively, of the Grounds, where, and from whence, the same shall be digged, gathered, or carried away, or over which, the same, shall be carried, as the said Trustees appointed, or to be appointed for repairing the said Road, or any or more of them, shall adjudge reasonable; and in case of any Difference, concerning the same, between such Owners, or Occupiers, and the said Trustees touching such Damages as aforesaid, the Justices of the Peace, at their next General Quarter Sessions, to be holden in and for such County, wherein the Place from whence such Materials shall have been taken, or the major Part of them then present shall and may adjudge, assess, and finally determine the same. **And be it further Enacted** by the Authority aforesaid, that it shall and may be lawful, to and for the Surveyor or Surveyors, and such Person or Persons as he, or they, shall appoint, (by the Directions of the said Trustees or any or more of them under their Hands) from Time to Time to remove and prevent all Annoyances on, or in, any Part of the Road aforesaid, by Filth, Dung, Ashes, Rubbish, or otherwise, and to turn any Watercourses, Sinks, or Drains, running into, along, or out of the said Road to the Prejudice thereof, and to cleanse, open, scour, drain, deepen, or enlarge, any Ditch, or Watercourse, adjoining to the said Road, and to cut down, lop, or top, any Trees, or Bushes, (Timber Trees excepted) growing in the said Road, or in the Hedges, or Banks, adjacent thereto, and to take and carry away the same (the Owners, or Occupiers, of the Premises where such Annoyances as aforesaid, shall happen to be neglecting to remove the same) and to cut down such Trees (except as before excepted) or Bushes, or to remove such other Annoyances for the Space of

or out of private Grounds,

paying for the same.

Surveyors may remove Annoyances,

And be it further Enacted by the Authority aforesaid, that it shall And to make
 and may be lawful to, and for the Surveyor, or Surveyors, to be ap- Causeways
 pointed in Pursuance of this Act, by order of the said Trustees, or
 any or more of them, to make, or cause to be made
 Causeways, and to cut and make Drains, through any Grounds, ly-
 ing contiguous to the said Road, and to make and erect, and keep
 in Repair, Arches of Brick, Timber, or Stone, thereupon, and to
 divert and turn the said Road, and Highway, over any Part of the
 Land, Commons, or Waste Grounds, contiguous and adjoining, or
 lying near thereto; and also to widen any of the narrow Parts of
 the said Highway or Road, by opening, clearing, and laying into the
 same any Grounds, of any Person or Persons, lying contiguous to, or
 near such Highway, or Road, (not being an House, Garden, Or-
 chard, planted Walk, or Avenue to an House) and also to cause
 Ditches, or Trenches, to be made, in such Places, and in such Man-
 ner, as such Surveyor, or Surveyors, by order of the said Trustees,
 or any or more of them, shall adjudge necessary, for
 the better diverting, turning, amending, and keeping the said High-
 way, and Road, in good Repair, making such reasonable Satisfaction
 to the Owner, or Occupier, of such Ground, which shall be so used,
 in diverting, or turning the said Road, or laid in or unto the said
 Highway, or Road, or through which any such Drain or Drains,
 shall be cut, or on which any such Arch or Arches, Bridge or Bridges,
 shall be made; for the Damages, which he, she, or they, shall or may
 thereby sustain; as shall be adjudged by the said Trustees or any
 or more of them, and in Case any difference shall arise
 between the said Trustees, such Owners, or Occupiers, respectively
 concerning the same, then it shall and may be lawfull, to and for the
 Justices of the Peace, or the Major Part of them, at the next Gene-
 ral Quarter Sessions, to be holden for the County, in which the Mat-
 ter in dispute shall lie, to hear, adjudge, and finally determine the
 same, and if any Owners, or Occupiers, of any Watercourse, Ditch,
 or Ditches, adjoining to the said Highway, or Road, shall neglect, or
 refuse, to cleanse, or scour, such Watercourse, or Watercourses, and
 to make such Ditch, or Ditches, so deep, and in such Manner, as such
 Surveyor, or Surveyors, shall adjudge, proper and convenient after
 Days Notice shall be given for that Purpose, by such
 Surveyor, or Surveyors, to be appointed, or such Person, or Persons,

as shall be appointed by him, or them, to such Owners, or Occupiers; it shall and may be lawful, to and for such Surveyor, or Surveyors, to set any Man or Men, to work, to scour, or cleanse, and make the same;

Townships
not to repair
discontinued
Roads.

Provided always, that in case the antient or former Way, over any Ground, shall by Virtue, or in Pursuance of this Act, be turned or diverted, the Inhabitants of the Township, Parish, or Hamlet, wherein the old Road, which shall thereby be left, or discontinued, shall lie, shall not be obliged to repair such old Road, unless the said old Road lead to some other Village, Town, or Place, than the new Road doth.

Powers for
Corporations
to sell Land.

And whereas it may happen, that some Person, or Persons, Bodies Politick, Corporate, Collegiate, Feoffees in Trust, or others are seized, or possessed of some Lands, Grounds, Tenements, or Hereditaments, which according to the Powers given by this present Act, may by the said Trustees be thought necessary or proper, to be taken in, and added to the said Road, either for extending, widening, enlarging, diverting, turning, altering or amending the same, as aforesaid; and they may be willing to treat and agree to sell such Land, Ground, Tenements, and Hereditaments, for the Purposes aforesaid, but are incapable of selling, granting, or conveying the same, by Reason of Infancy, or other Disabilities. **Be it therefore enacted**, by the Authority aforesaid, that it shall and may be lawful to and for all Bodies Politick, Corporate or Collegiate, Corporations, Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Guardians, or other Trustees whatsoever, for or on Behalf of any Infants, Femmes Covert, or Cestuique Trusts, and for all and every Person and Persons whatsoever, who are or shall be seized, possessed of, or interested in any such Land, Grounds, Tenements, or Hereditaments, to treat, contract, and agree, with the said Trustees or any or more of them, for Satisfaction to be made them respectively for such their Land, Grounds, Tenements, and Hereditaments, or any Part thereof, or their Interest therein, for the Purposes aforesaid; and to sell and convey the same, as Occasion shall be or require; and that all Contracts, Agreements, Sales, and Conveyances, which shall be so made, shall be valid to all Intents and Purposes, any Law, Statute, Custom, or Usage, or any other Matter or Thing whatsoever, to the contrary thereof, in any wise notwithstanding; and that all Feoffees in trust, Executors, Administrators, Guardians and Trustees, Corporations, Corporate or Collegiate, Aggregate or Sole, and all other Persons, are and shall be hereby indemnified for what they shall do by Virtue, or in Pursuance of this Act.

Notice to be
given of tak-
ing in such
Ground.

And it is hereby further enacted: That if any such Owner, Proprietor, Occupier, Body Politick, Corporate, or Collegiate, or other Person, or Persons, interested in such Lands, Grounds, Tenements,

or

or Hereditaments, upon convenient Notice to them given, or left in Writing, at the Dwelling-House, or Place of Abode, of such Person, or Persons, or of the Head Officer, or Officers, of such Bodies Politick, Corporate, or Collegiate, or at the House of the Tenant in Possession of the Lands, Grounds, Tenements, and Hereditaments, so to be taken into and added to the said Road as aforesaid, or into which such Way, Path, or Road, shall be diverted, turned, or altered, as aforesaid, shall by the Space of

Days after such Notice given, or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by Reason of Absence, shall be prevented from treating; then and in every or any such Case, the said Trustees, or any or more of them shall cause it to be inquired into, and ascertained by and upon the Oaths of a Jury of

indifferent Men of one, some, Damages to be assessed by a Jury, or all of the Parishes in which the said Road lies (which Oath the said Trustees or any or more of them, are hereby impowered,

and required to administer) what Damages such Owners, Occupiers, or Proprietors, or other Person, or Persons, interested or concerned therein, shall or may suffer, or sustain, for or by Reason of the taking in or adding of any such Land, Ground, Tenements, or Hereditaments, into the said Road, and what Recompense and Satisfaction, such Owners, Occupiers, Proprietors, or other Person or Persons, suffering thereby, shall respectively have by Reason, or on Account thereof; and for that Purpose, and in order thereto, the said Trustees, or any

or more of them, are hereby impowered, and required from Time to Time, as it shall be necessary or requisite, to summon and call before them, all and every Person and Persons whatsoever, who shall be thought necessary, or proper to be examined as Witness, or Witnesses, touching or concerning the Premises; and shall examine all such Witnesses before the said Jury upon Oath (which Oath the said Trustees or any

or more of them, are hereby impowered and required to administer) and they shall also order, and cause the said Jury to view the said Places in Question, and to use all other lawful Ways and Means, as well for their own, as the said Jury's Information in the Premises, as they the said Trustees, or any or more

of them, shall think fit, and after the said Jury shall have so inquired of, ascertained and settled, such Damages and Recompense, they the said Trustees, or any or more of them, shall there-

upon order, adjudge and determine, the said Sum or Sums of Money so assessed, by the said Jury to be paid to the said Owners, Occupiers, or Proprietors of the said Lands, Grounds, Tenements, and Hereditaments, or other Persons interested therein, according to such the Verdict or Inquisition of the said Jury, which said Verdict, or Inquisition and Judgment, Order or Determination so had and made, shall be final binding, and conclusive, to all Intents and Purposes, against all Parties, or Persons whatsoever, claiming in Possession, Reversion, Remainder, or otherwise their Heirs and Successors, as well absent as present, Infants, Feme-Coverts, and Persons, under any other Disabilities whatsoever; Bodies Politick, Corporate and Collegiate, as well as all and every other Person and Persons whomsoever; and all and every such Owners, Occupiers,

piers, and Proprietors, and all and every Person or Persons, any ways interested in such Land, Ground, Tenements, and Hereditaments, shall thereby be from thenceforth, to all Intents and Purposes, barred and divested of all Right, Title, Claim, Interest, and Property, of, in, to, or cut of the same; and for the summoning, or returning such Jury or Juries. **Be it further enacted**, by the Authority aforesaid; that the

Trustees to
Issue their
Warrant to
the Sheriff to
summon a
Jury,

said Trustees, or any or more of them, are hereby empowered to issue out their Warrant to the Sheriff of the County, where such Ground, so intended to be taken in and added to the said Road lies, thereby requiring him to impanel, summon, and return, an indifferent Jury of Persons, to appear before the said Trustees, or any or more of them, at such Time

out of either
County in dif-
ferently.

and Place, as in such Warrant shall be appointed, whereupon such Sheriff is hereby required, to impanel, summon, and return such

Persons accordingly; and out of the Persons so impanelled, summoned, and returned; or out of such of them, as shall appear to the said Trustees, or any or more of them, shall chuse

Persons con-
cerned may
challenge
Jury men.

who being sworn, shall be the Jury for the Purposes aforesaid; and in case any one Piece of Ground so intended to be taken in, and added to the said Road, shall be situate in any two or more of the said three Counties, of *Leicester, Northampton, and Huntingdon*; then and in such Case, the said Trustees, or any or more of them, shall direct their Warrant for the Purposes aforesaid, to the Sheriff of any of the said Counties indifferently; who together with the said Trustees, shall proceed thereupon in the same Manner, as if the said Ground had been situate wholly in one County; and for want of a sufficient Number of Jurymen, the said Sheriff or his Deputy, shall return other honest and indifferent Men, of the Standers by, or that can be speedily procured to attend that Service to the Number of

Provided always, and be it further Enacted, by the Authority aforesaid, that all Persons concerned, shall from Time to Time have their lawful Challenges against any of the said Jurymen, when they come to be sworn; and that the said Trustees, or any or more of them, acting in the Premises, shall have Power from Time to Time, to impose any reasonable Fine or Fines, on such Sheriff, or Sheriffs, his or their Deputy, or Deputies, Bailiffs, or Agents, making Default in the Premises; and on any of the Persons that shall be summoned, and returned, on such Jury, not appearing, or refusing, to be sworn, on the said Jury, and being so sworn, and refusing, and not giving their Verdict, concerning the same, or in any other Manner wilfully neglecting their Duties therein, contrary to the true Intent and Meaning of this Act, and on any Person, or Persons, who, being required to give Evidence before the said Jury, touching the Premises, shall refuse to be examined, or to give Evidence touching the same, and from Time to Time to set such Fine, or Fines, not to exceed the Sum of

And be it further Enacted, by the Authority aforesaid, that all Money to be
 and every such Sum or Sums of Money, Consideration, Recompense, paid for
 or Satisfaction, to be agreed for, ascertained, or assessed, as aforesaid, Lands, to be
 shall be, and are hereby charged, and chargeable, upon all Tolls, taken out of
 and Moneys, which shall be raised, received, collected, or borrowed, the Tolls.
 for the Purposes of this present Act, and shall be paid thereout ac-
 cordingly, to the Persons respectively intituled thereto, or to their
 respective Agents, and that upon Payment or Tender thereof, to the
 said Persons so respectively intituled thereto, and in Case of Refusal
 to accept the same, thereupon leaving the same in the Hands of the
 Clerk, to the said Trustees, for the Time being, for the Use of such
 Person, or Persons, as the said Trustees, or any or more
 of them, shall appoint the same to be paid unto; and after
 Notice thereof, given to such Person, or Persons, it shall and may be
 lawful for the said Trustees or any or more of them, their
 Surveyors, Workmen, Servants, and Agents, to take into, and add
 to the said Roads such said Ground, Lands or Tenements, and to
 do all and every such Act, Matter, and Thing, with Relation to the
 said Ground, Lands, Tenements, and Hereditaments, so taken into
 and added, or to be taken into and added, to the said Road, and to
 Ditch, and Fence out the same, as the said Trustees, or any
 or more of them shall think fit, and the said Ground, or Grounds,
 Lands, or Tenements, so taken or to be taken in, when the same
 shall be so Ditched and Fenced as aforesaid, shall, to all Intents and
 Purposes whatsoever, from thenceforth become and be, and shall be
 deemed, and taken to be a publick, and common Highway, and be
 from thenceforth Part of the said Road, not only during the Conti-
 nuance of this present Act, but for ever after; and shall be repaired,
 and kept in Repair, by such Ways and Methods, and in all Respects
 in such Manner, as other Highways, are by Law to be repaired, and
 kept in Repair, and after such Purchase shall be made as aforesaid,
 and the same shall be made Part of the said Road, and completely
 repaired and finished, the Lands, and Grounds, comprised in, or
 constituting the old or former Road, in lieu whereof the Land, or
 Ground, for which such new Road or Way shall be purchased, ob-
 tained, and made as aforesaid, shall or may be sold, or disposed of,
 by the said Trustees, or any or more of them, to such
 Person, or Persons, as shall be willing to become Purchasers thereof,
 for the best Price, that can be reasonably had, or gotten, for the
 same, and the Money arising by such Sale, shall be applied, and dis-
 posed of, for repairing, and amending the said Road, and such Con-
 veyance, or Conveyances, to be made of the said Lands, and Grounds,
 comprised in the said old Road, being executed by the said Trustees,

Trustees may
 sell the old
 Road,

Power to
make a tem-
porary Road.

Making Sa-
tisfaction.

Power to bor-
row Money.

or any or more of them, and inrolled with the Clerk of the Peace, for such County, wherein such old Road lies, shall be good and effectual in the Law, to all Intents and Purposes whatsoever. **Provided always**, that no Person or Persons, shall sit or act as a Trustee, or Trustees, in any Case relating to the contracting for, or purchasing, of any Ground, Lands, Tenements, and Hereditaments, so to be taken into the said Road where he, or they, are concerned, in Interest. **And be it further enacted**, by the Authority aforesaid, that it shall and may be lawful, for the said Surveyor, or Surveyors, by order of the said Trustees, or any or more of them, to make, or cause, to be made, a Road or a Way through, over, or along, any Grounds, adjoining to any narrow or ruinous Part, or Parts, of the said Road hereby intended to be repaired (not being the Grounds whereon any Houses, or Buildings, Stand, or a Garden, Orchard, Yard, Park, planted Walk, or Walks, or Avenue to an House, or any Piece, or Parcel of inclosed Ground, planted, set apart, and used as a Plantation, or Nursery for Trees) to be made use of by all Passengers, with Horses, Coaches, Carriages, or otherwise as a publick Highway, whilst the old narrow, or ruinous Road is repairing, and till such Time, as it shall be convenient, and safe for Passengers, and Carriages to travel, and go along the said Road, intended to be repaired, and no longer, making such reasonable Satisfaction, to the Owners, or Occupiers, of such Grounds, respectively, or through, over, or along which such temporary Road, or Roads shall be made, for the Damage, such Owners, or Occupiers, respectively, shall or may sustain thereby, as shall be adjudged, by the said Trustees, or any or more of them; and in Case any Difference shall happen between such Owners, or Occupiers, and the said Trustees, touching such Damages, that then it shall and may be lawful, to and for the Justices of the Peace, at their next General Quarter Sessions, or at their second Quarter Sessions, at the furthest, to be holden for the County, in which such temporary Road, shall lie, or the major Part of them present, at such Quarter Sessions, and they are hereby required to hear, settle, adjudge, and finally determine the same. **And forasmuch** as the Money to be collected, by the Receipts, of the Tolls, or Duties, by this Act made payable, as aforesaid, will not for some Time, be sufficient for the speedy repairing of the said Road, **Be it further Enacted**, by the Authority aforesaid, that the said Trustees or any or more of them, shall and may, and are hereby impowered, from Time to Time, by any Writing or Writings under their Hands, and Seals, to assign over the said Tolls and Duties, arising by virtue of this Act, or any Part thereof, (the Costs and Charges of assigning the same to be born, and paid out of such Tolls, and Duties) for any Time or Term, during the continuance of this Act, as a security, for any Sum or Sums of Money so to be borrowed, by the said Trustees for that Purpose, to such Person or Persons, or their Trustees, who shall advance and lend the same, to secure the Payment thereof, with

which

which said Money so to be borrowed, shall be applied, and disposed of as the said Tolls or Duties, by this Act are directed, to be applied, and disposed of and to no other Use or Purpose whatsoever. **And be it further Enacted**, by the Authority aforesaid, that Copies of all and every the Assignment, or Assignments, so to be made by the said Trustees as aforesaid, shall be registered, or entered at length in a Book or Books, to be kept for that Purpose by the said Clerk, or Clerks, Treasurer, or Treasurers, which said Book, or Books, shall and may be seen and perused at all seasonable Times, by any Person or Persons whomsoever, without Fee or Reward.

Copies of the Securities to be entered in a Book.

Provided always, and it is hereby declared that no Money, shall be borrowed by the said Trustees, or any of them upon the Credit of the Tolls, to be collected by virtue of this Act, after the first meeting of the Trustees, for putting this Act in Execution; unless Notice be for that Purpose fixed, in writing under the Hand of the Clerk or Clerks, to the said Trustees, upon all the Turnpikes, then erected by virtue of this Act, at least

before the borrowing of such Money,

And it is also further Enacted, by the Authority aforesaid, that all and every Person, or Persons, to whom any Assignment, or Assignments, of the said Tolls, shall be made by the said Trustees, or any

Persons may assign their Securities by Endorsement,

or more of them, as a security, for any Sum, or Sums of Money, by any Person, or Persons, lent, and advanced, on the Credit, and for the Purposes mentioned in this Act, or who shall be entitled to the Money thereby secured, shall and may from Time to Time, by proper Words of Assignment, to be endorsed on the back, of his, her, or their security, or by any other Writing, or Writings, under his, her, or their Hands, and Seals, to be duly executed in the Presence of two or more Credible Witnesses, assign, or transfer, his, her, or their, Right, Title, Interest, or Benefit to the Principal and Interest Money, thereby secured, or any Part thereof, to any Person or Persons whomsoever, which said Transfer or Assignment, shall be produced and notified to the said Clerk, or Clerks, Treasurer, or Treasurers, appointed or to be appointed, by the said Trustees, or any

which are to be entered in a Book.

after Date thereof who shall cause an Entry, or Memorial to be made of such Assignment, or Transfer, containing the Date, Parties and Sum of Money therein mentioned, to be transferred in the said Book, to be kept for the entering the said original Assignment, for which the said Clerk, or Clerks, Treasurer, or Treasurers, shall be paid, the Sum of and no more, and after such Entry made, such Assignment, shall intitle such Assignee, his, her, and their, Executors, Administrators, and Assigns, to the Benefit thereof, and Payment thereon, and such Assignee may in like Manner Assign again, and so toties quoties; and it shall not be in the Power, of such Person, or Persons, who shall have made such Assignment, to make void release, or discharge the same, or any Moneys thereby due, or any Part thereof, and for preventing Frauds and Abuses in the said Tolls, and Duties, hereby granted. **Be it further Enacted**, by the Authority aforesaid, that if any Person, or Persons, having paid the Toll, or Duty, by this Act laid, and having a Note, or Tick-

Penalties on Persons disposing of Tickets.

et,

et, Notes or Tickets signifying the Payment of such Toll, or Duty, shall give or dispose of the same, to any other Person, or Persons, in order to avoid the Payment of the said Toll, or Duty, every such Person, giving or disposing of such Note or Ticket, Notes or Tickets, and the Person receiving the same, being thereof

Persons and
Things ex-
empted from
Toll.

Provided always and it is hereby Declared, that no Person or Persons, shall be charged with any of the Tolls, or Duties aforesaid, for passing through any of the Turnpikes, to be erected by this Act, and carrying any Quantities of Stone, Brick, Lime, Timber, Wood, Gravel, or other Materials for repairing the said Road, or for carrying through any of the said Turnpikes, any Lime, Lime-stones, Coals, for burning such Lime-stones into Lime, Dung, Mould, or Compost of any Nature, or kind whatsoever, for manuring of Lands, or Gardens; nor shall any Toll, or Duty, be demanded, or taken, by Virtue of this Act for any Carts, Wains, Waggon, or other Carriages, carrying any Hay or Corn in the Straw, to be laid up in the Houses, Outhouses, Barns or Yards, of or belonging to the respective Inhabitants of the several Parishes, Townships, or Places, in which the said Road hereby intended to be repaired doth lie; nor for any Ploughs, Harrows, or any other Implements of Husbandry, or any other Thing whatsoever, belonging to or employed by such Inhabitants respectively in Husbandry, manuring, or stocking of Lands, lying near the said Road; nor shall any of the Tolls, or Duties, hereby laid be demanded or taken from any Person or Persons, residing in the said Parishes, in which the said Road hereby directed to be repaired doth lie, who shall pass through the said Turnpikes to and from Church, Chapel, or other Places of Religious Worship, on Sundays, or who shall attend the Funeral of any Person or Persons, who shall die, or be buried in any of the Parishes in which the said Road hereby directed to be repaired doth lie, or for any Horses, Geldings, Mares, or Cattle, going to or returning from Pasture or watering Places, belonging to such Parishes, Townships, or Places, or any of the neighbouring Inhabitants near the said Road, or for any Post-Horses carrying the Mail or Packet; nor shall any Toll or Duty be demanded, or taken for the Horses of Soldiers passing, who are upon their March, or for Carts, Carriages or Waggon attending them, or laden with their Arms or Baggage, or for Horses, Carts or Waggon, travelling with Vagrants, sent by legal Passes. **And be it further Enacted,** by the Authority aforesaid, that the Right and Property of all, and every the Turnpikes and Toll-houses, which shall be erected and built by Virtue of this Act, shall be vested in the said Trustees appointed, or to be appointed, to put the same into Execution, and that they, or any or more of them, are hereby authorized, and impowered to dispose thereof as they shall think proper, or to bring Actions, or prefer Bills of Indictment in their Names, or in the Name or Names, of their Clerk

Turnpikes
and Toll-
houses vested
in Trustees.

or

or Clerks, Treasurer or Treasurers, or any or more of them, against any Person or Persons, who shall steal, take away, break down, or spoil such Turnpikes or Toll-houses, or any or either of them, so erected and built as aforesaid. **Provided always**, and it is hereby further enacted and declared, by the Authority aforesaid, that it shall and may be lawful, to and for the said Trustees, nominated and appointed for the Purposes of this Act, or their Successors, or any or more of them, to lay out, and apply so much, and such Part of the Money to be raised, and levied by Force and Virtue, and upon the Credit of this Act, as they shall from time to time think requisite and necessary in that Behalf, for and towards the supporting, maintaining and repairing *Thrapston-Bridge*, and the Way and Passage over the same, and all other Bridges, over which the Road intended to be repaired by this Act doth lead. **Pro-** Persons chargeable to the Highways to continue so.
vided always, and be it further **Enacted**, by the Authority aforesaid, that all and every Person and Persons, who by Law are chargeable, towards the repairing and amending the said Road and Bridges hereby intended to be repaired, shall still remain chargeable and do their respective Days Works, in the several Parishes, Townships or Places, in which the said Road and Bridges do respectively lie, in such Manner as he, she or they, ought to have done before the passing of this Act, and for preventing Differences which may arise between the said Trustees and the Surveyors of the Highways for the Time being, for the several Parishes or Places, through which the Road aforesaid doth lead, touching what Part of the Statute Work in any Parish, Place, or Division ought to be done on the Road, by this Act directed to be repaired. **Be it further enacted**, by the Authority aforesaid, that it shall and may (yearly and every Year, during the Continuance of this Act) be lawful for any Trustees to determine Statute Work.

Provided also, and be it further **Enacted**, by the Authority aforesaid, that it shall and may be lawful to and for the said Trustees, or any or more of them, from time to time during the Continuance of this Act, to compound and agree with any of the Parishes or Townships, to which the said Road doth belong, or with any of the Possessors, or Occupiers of such Lands, Tenements or Hereditaments, as are or shall be liable, or chargeable to the Repair of any Part of the said Road for a certain Sum of Money, or otherwise by the as the said Trustees, or any or more of them, shall think reasonable, in lieu of the Statute, or other Work to be done by such Parish or Parishes, Township or Townships, or by such

Compositions
to be entered
in a Book.

such Possessor or Possessors, Occupier or Occupiers, of such Lands, Tenements and Hereditaments, chargeable as aforesaid. Copies of all which Compositions or Agreements, so to be made by the said Trustees as aforesaid, shall be entered at length in a Book or Books, to be kept for that Purpose, by the said Clerk or Clerks, Treasurer or Treasurers, which said Book or Books, shall and may at all seasonable Times, be seen and perused by any Person or Persons whomsoever, without Fee or Reward.

Parish Surveyors to give a List of Parishioners to Turnpike Surveyors.

And be it further Enacted, by the Authority aforesaid, that the respective Surveyor or Surveyors, of the Highways for the Time being, of all and every the Parish and Parishes, in which the said Road intended to be repaired by this present Act doth lie, shall yearly, and every Year, during the Continuance of this Act, within

Specifying what Statute Work they are liable to do.

after Demand made to him, or them, in Writing, by the Turnpike Surveyor or Surveyors, appointed or to be appointed by the said Trustees or any or more of them, give and deliver to the said Turnpike Surveyor or Surveyors, an exact List, or Account in Writing under his or their Hands, of the Christian and Surnames, of all and every Person and Persons in the said respective Parishes, who are by Law chargeable towards repairing the Roads in any of the said Parishes, and shall set forth, and specify in such List what each Person is respectively chargeable with, for and towards the same; and the said Parish Surveyor or Surveyors for the Time being, being respectively within after Notice shall be given them or either of them, by the said Turnpike Surveyor or Surveyors, of the Time when, and how many of the Persons so chargeable as aforesaid, he or they would have to do such their respective Statute or Days Work, so adjudged or appointed as aforesaid, in or upon any Part or Parts of the said Road, shall summon, or give publick Notice thereof, to the said Person or Persons, so chargeable as aforesaid; and if any Parish Surveyor or Surveyors aforesaid, shall neglect or refuse, to do as they are hereby required and directed to do, he or they, for every such Neglect or Refusal, shall

Penalty after Notice on Persons with Teams not coming to Work.

And if any Person or Persons keeping a Team or Teams, Draught, or Draughts, Cart or Carts, and chargeable towards repairing the said Roads, shall, after such Summons, or publick Notice, neglect, or refuse to send their respective Teams, Draughts, or Carts, (each Team, or Cart, not to contain less than good Horses, or Beasts of Draught with to attend the same) to do and perform such their respective Days Work on the said Road, he, she, or they, so neglecting, or refusing shall respectively

And on Labourers.

for every Team, Draught, or Cart, making Default each of the said respective Days. And if any Labourer, or other Person, or Persons, so chargeable towards repairing the said Road, shall at any Time

Time neglect or refuse (after such Summons or publick Notice) to do and perform the said appointed Days Work, on the said Road, he, she, or they, shall respectively

for each of the said Days, such Labourer, or other Person, or Persons, shall make Default, and if any Person or Persons, who shall (according to such Summons or publick Notice as aforesaid) come to work as Labourers, or be sent with any Team, Draught, or Cart, to work on the said Road, are found idle or negligent by the said Turnpike Surveyor, or Surveyors, respectively, where the Work is to be done; in such Case the said Turnpike Surveyor, or Surveyors, may, and is, and are hereby impowered and required to remove, and turn him or them off, who shall be found idle, and negligent, as aforesaid; and it shall be esteemed and taken, as if such Person or Persons had not come or sent any Team, Draught, or Cart, to work on the said Road; and he, she, or they, shall be subject, and liable to the respective

Negligent
Persons to be
turned off.

aforementioned, as if he, she, or they, had neglected, or refused, to do or perform the said respective Days Work, so ordered and appointed, as aforesaid. **And be it further Enacted**, by the Authority aforesaid, that the said Trustees, or any or more of them; and they are hereby impowered, from Time to Time, as they shall see convenient or think fit, to compound or agree by the

Trustees may
compound
with Travel-
lers.

or otherwise with any Person or Persons using to travel through the Turnpike, or Turnpikes, to be erected on the said Road, with any Waggon, Wain, Cart, Horse, Gelding, Mare, or other Beast of Burthen, for any Sum or Sums of Money to be paid

from Time to Time, after such Agreement shall be made; Copies of all which Compositions or Agreements, so to be made, by the Trustees as aforesaid, shall be entered at length in a Book, or Books, to be kept for that Purpose, by the said Clerk or Clerks, Treasurer or Treasurers; which said Book, or Books, shall and may be seen and perused at all seasonable Times by any Person whomsoever, without Fee or Reward, **Provided always, and be it Enacted**, by the

How Compo-
sition for
Statute Work
is to be reco-
vered.

Authority aforesaid, that in Case any Composition Money, agreed to be paid for passing through the said Turnpikes, or Gates, to be erected, by Virtue of this Act, Toll-free, or in lieu of any Statute or Days Work of the Inhabitants, of any Parish, Township, or Hamlet, wherein the Road to be amended by Virtue of this Act doth lie, shall not be paid within

next after the same shall become payable according to such Composition, or Agreement, that then it shall and may be lawful for any Justice of the Peace of the said

by Warrant, under his Hand and Seal, to empower the Person authorized, by the said Trustees or more of them to receive such Composition Money, and Oath being first made, that the same has been demanded, and remains unpaid (which Oath such Justice is hereby authorized to administer) to

of the Goods of the Person and Persons, so having compounded for passing through any of the said Turnpikes, Toll free, as aforesaid, or of the Person, or Persons, who shall so compound, for or in respect of the said Statute or Days Work, or of the Surveyors of the Highways, for the Time being of such Parish, Township, or Hamlet, in respect of whose Statute or Days Work, such Composition shall be made, returning the Overplus, after the Charges of such

And reimbursed to Parish Surveyor.

thereout first deducted. **Provided always, and be it Enacted,** by the Authority aforesaid, that if any of the Surveyors of the Highways, of and for such Parish, Township, or Hamlet, for which any such Composition, shall be made for any Statute or Days Work as aforesaid, shall pay the Composition Money; or in Case such Composition Money shall be levied on him, in the Manner herein before provided; all and every such Surveyor and Surveyors, shall and may be reimbursed the Composition Money, he shall so pay, or which shall be so levied on him, together with the Charges of levying the same in such Manner, as by the Laws now in being, Surveyors of the Highways of this Kingdom are to be reimbursed the Moneys by them expended in buying Materials for amending the said Highways, **Provided always, and it is hereby Enacted,**

Lands chargeable to the Highways to continue so.

and declared, that if it shall appear to the said Trustees, or any or more of them, that any Lands, Tenements, or Hereditaments, or any Rents and Profits, issuing out of any Lands, Tenements or Hereditaments, now are or hereafter shall be liable, and chargeable towards the amending the Road, and Bridges, by this Act directed to be repaired, such Lands, Tenements and Hereditaments shall still remain liable and chargeable, and the Possessors, and Occuplers, of such Lands, Tenements, and Hereditaments are hereby required and directed, to pay such Rents and Profits to such Person and Persons, as the said Trustees, or any or more of them shall appoint to receive the Tolls, and Duties granted by this Act; and upon Default of Payment thereof, it shall and may be lawful to and for the said Trustees, or any

Rights to Tolls on the Roads not to be prejudiced.

of the Goods of such Person or Persons, as shall neglect or refuse to make such Payment as aforesaid, and such Rents and Profits, when recovered and received, shall be applied from Time to Time, for and towards amending, the said Road and Bridges, and to no other Use or Purpose whatsoever, **Provided always, and it is hereby Enacted, and declared,** that nothing herein contained, shall prejudice, defeat, or interrupt the Right, or Claim of any Person, or Persons, Bodies Politick or Corporate, to any such Tolls or Duties, as have by long Usage been had, and lawfully taken upon any Part of the said Road. **And be it further Enacted,** by the Authority aforesaid, that all Penalties and Forfeitures by this Act incurred, (touching which no other Provision is herein made) shall be

And be it further Enacted, by the Authority aforesaid, that the said Trustees, appointed or to be appointed, to put this Act in Execution, shall, during the Continuance thereof, take Care to have all Receipts, Payments, Debts, Orders, and Contracts, had or made, or contracted or entered into, for, upon, or on account of the making, and amending, widening, diverting, or turning, the said Road and all other the Proceedings, of them the said Trustees, to be forthwith fairly written, and entered in one or more Book or Books, to be kept for that Purpose by the said Clerk or Clerks, Treasurer or Treasurers, which said Book or Books, shall or may be seen and perused at all seasonable Times, without Fee or Reward, by any Person or Persons whomsoever; and also that any of the said Trustees, so appointed, or to be appointed, shall and may take Copies of all or any Part thereof, paying for every Copy not exceeding one Hundred Words and so proportionably for any greater or lesser Number of Words; and that all such Orders so entered shall be signed by the Clerk to the said Trustees, at any Meeting of or more of the Trustees aforesaid assembled, as the Case shall require, and such Orders shall be deemed, and taken to be original Orders, as if the same were under the Hands and Seals of or more of the Trustees, which said Book or Books, and also the said Book, directed to be kept, for registering, or entering, the said Assignments, and Transfers, shall and may be produced and read, in Evidence in all Cases of Appeals, Suits or Actions touching any Thing done in Pursuance and by the Authority of this Act.

Receipts and Payments, and other Proceedings to be entered in a Book.

Which Book and the Books where- in the Securities are entered to be Evidence.

Persons ag-
grieved may
appeal to
Quarter Ses-
sions.

Provided always and be it further Enacted, by the Authority
aforesaid; that in case any Collector or Collectors, Receiver or Recei-
vers, or other Person or Persons, shall think him, her, or them-
selves aggrieved by any thing done in Pursuance of this Act, it shall
and may be lawful to and for him, her or them, within the Space of
to appeal to the Justices of the Peace at
their next General Quarter Sessions of the Peace, to be held for the
County or Counties, where the Matter in question shall arise, who are
hereby authorized and required to take Cognizance thereof, and to
hear and determine the Complaint or Complaints of any Person or
Persons so aggrieved; and, if they see Cause, shall and may, by order
of such Sessions, mitigate at their Discretion all or any the

shall be made, but the Person or Persons so appealing as aforesaid, shall
and they are hereby directed to give Notice in Writing, to the Trea-
surer or Treasurers for the Time being, of the Tolls and Duties granted
by this Act, where the Offence was committed, of such their Inten-
tion of bringing or prosecuting any Appeal

Proceedings
not to be
quashed for
want of Form

Provided always, and be it further enacted by the Authority afore-
said, that no Order made touching or concerning any of the Matters
aforesaid, or any other Proceedings to be had, touching the Convic-
tion or Convictions, of any Offender or Offenders against this present
Act, shall be quashed or vacated, for want of Form only, or be re-
moved or removeable by Certiorari, or any other Writ or Process
whatsoever, into any of his Majesty's Courts of Record at *Westminster*,
any

any thing herein contained to the contrary, notwithstanding. **And it is hereby further Enacted and Declared**, that no Nomination, Appointment, Information, Order, Judgment, Conviction, Warrant, or other Determination whatsoever, under the Hand and Seal, or Hands and Seals of any of the Trustees of this Act, or under the Hand and Seal, or Hands and Seals of, or exhibited before, any Justice or Justices of the Peace, touching, concerning, or in Execution of any Power or Authority, hereby vested in them, some or any of them, respectively, shall be charged, or chargeable, with any Stamp Duty whatsoever. **And it is hereby further Enacted and Declared**, by the Authority aforesaid, that the said Trustees, or any ^{Trustees may lessen the Tolls,} or more of them, are hereby authorized and impowered, from time to time, in case it shall appear requisite and expedient, to lessen the several Tolls and Duties hereby granted and made payable; and to order and direct, such Tolls and Duties so to be lessened and reduced, to be collected, received, taken, laid out, and applied for the Purposes of this Act, in such Manner, Parts and Proportions, as they shall think fit, so as such Reduction be no Prejudice to, or be with the Consent of the several Persons who shall have advanced any Money on the Credit of the said Tolls, or to any Person or Persons, who, at the Time of such Reduction, shall have any Money secured thereby, any thing herein contained to the contrary, in any wise notwithstanding. ^{Commencement and Continuance of this Act,} And be it further enacted, by the Authority aforesaid, that the Tolls and Duties hereby granted, shall take Place from and after the

shall continue and be paid from thenceforth (subject to such Reduction as aforesaid) for and during the Term of and from thence to the End of the then next Sessions of Parliament; But if at any Time, before the Expiration of the said Term, all the said Road shall be sufficiently amended and repaired, and so adjudged ^{but if repaired before Tolls to cease.} by the Justices of the Peace, of the County or Counties, wherein such Part of the said Road shall lie, at their General Quarter Sessions to be holden for the County or Counties, in which such Part or Parts of the said Road, for or on Account of which such Adjudication shall respectively be made, that then from and after such Adjudication or Adjudications made, and Repayment of all such Money as shall have been borrowed on the Credit of the said Tolls and Duties hereby granted, with the Interest for the same, and the Costs and Charges thereof, and of obtaining this Act of Parliament, the aforesaid Tolls and Duties shall cease and determine, any thing herein contained to the contrary, notwithstanding. **And be it further Enacted and Declared**, by the Authority aforesaid, that it shall and may be lawful to and for any of the said Trustees appointed, or to be appointed to put this Act in Execution, who is, are, or shall be in the Commission of the Peace for the several Counties, in which the said Road hereby intended to be repaired doth lie, to act as a Justice or Justices of the Peace, in all Cases, Matters and Things, as may be necessary for the more ^{Trustees may act as Justices.} speedy

Trustees not
to have a
Place of Pro-
fit under the
Act.

To set up
Mile-Stones.

Penalty on
Defacing.

speedy and effectual putting in Execution, the several Authorities and Powers, in this Act mentioned and contained. **Provided always and be it further Declared and Enacted**, that no Person or Persons, appointed or to be appointed by this Act, a Trustee or Trustees for putting this Act in Execution, shall have or accept of any Place of Profit arising out of it, or by Reason of any Tolls or Duties by this Act laid or granted, but such Person or Persons shall be incapable of acting as a Trustee or Trustees, from the Time of accepting, and during the Enjoyment of such Place of Profit as aforesaid. **Provided also**, and it is hereby further **Enacted**, that the said Trustees or any or more of them shall and may, and they are hereby required to cause the said Road to be measured, and Stones or Posts to be thereon, and in or near the Sides of the said Road, erected, each Stone or Post at the Distance of One Mile from another, and denoting the Distances of every such Stone or Post from any other Place, as to the said Trustees shall seem meet; and if any Person or Persons shall voluntarily and maliciously break any of the said Stones or Posts, or any Part thereof, which shall be so erected and set up, or shall obliterate or deface any of the Words, Letters, Figures, or Marks, which shall be engraved or inscribed thereon, and shall be convicted thereof by the Confession of the Party, or by the Oath of or more credible

and convicted shall have no Goods and Chattels, then it shall and may be lawful to and for any one or more such Justice or Justices by

Proportions
in applying
the Tolls.

And be it further Enacted, by the Authority aforesaid, that the Money arising by the Tolls, granted and directed to be levied, by this Act, or to be borrowed, upon the Credit thereof, shall be applied, and laid out in repairing the said Road in the Manner, and according to the Proportions following, (that is to say) four Parts thereof (the whole in seven equal Parts to be divided) shall be expended, applied, and laid out, in amending and repairing that Part of the said Road which leads from *Market Harborough* aforesaid, to the Market-Cross in *Thrapston* aforesaid, and the other three Parts thereof,

thereof, shall be expended, applied, and laid out, in amending and repairing that Part of the said Road, which leads from the said Market-Cross in *Thrapston* aforesaid, to the Pound in *Brampton* aforesaid; and that one Moiety of the said four Parts, shall be expended, applied, and laid out, in amending and repairing that Part of the said Road, which lies between *Market Harborough* aforesaid, and the Market-Cross in *Thrapston* aforesaid, such Repair to begin at *Market Harborough* aforesaid, and from thence to proceed and be carried on towards the Market-Cross in *Thrapston* aforesaid, and the other Moiety of the said four Parts, shall be expended, applied, and laid out, in amending and repairing that Part of the said Road, which lies between the Market-Cross in *Thrapston* aforesaid, and *Market Harborough* aforesaid, such Repair to begin at the Market-Cross in *Thrapston* aforesaid, and from thence to proceed, and be carried on towards *Market Harborough* aforesaid. And that one Moiety of the said three other Parts, shall be expended, applied, and laid out, in amending and repairing that Part of the said Road which lies between the Market-Cross in *Thrapston* aforesaid, and the Pound in *Brampton* aforesaid, such Repair to begin at the Market-Cross in *Thrapston* aforesaid, and from thence to proceed, and be carried on towards the Pound in *Brampton* aforesaid; and the other Moiety thereof shall be expended, applied, and laid out, in amending and repairing that Part of the said Road, which lies between the Pound in *Brampton* aforesaid, and the Market-Cross in *Thrapston* aforesaid, such Repair to begin at the Pound in *Brampton* aforesaid, and from thence to proceed, and be carried on towards the Market-Cross in *Thrapston* aforesaid, **Provided** always, that in Case there shall be more Gates or Turnpikes, than one erected, or set up or continued, in Pursuance of this Act, upon, cross, or on the Side of that Part of the Road, hereby directed to be repaired and amended, which lies between the Town of *Market Harborough* aforesaid, and the Market-Cross in *Thrapston* aforesaid, or that Part of the Road, which lies between the said Market-Cross in *Thrapston*, and the Pound in *Brampton* aforesaid, no Person or Persons, having paid the Toll or Duty granted, and made payable by this Act, at the first Gate or Turnpike, through which such Person or Persons shall pass, in either of the said Divisions of the said Road, herein beforementioned, and producing a Note or Ticket, that the said Toll, or Duty was paid, (which Note or Ticket, the Receiver or Receivers, Collector or Collectors, of the Tolls and Duties, imposed by this Act is, and are hereby required to give Gratis) shall be liable to pay any Toll or Duty, at any other Gate or Gates, Turnpike or Turnpikes, erected in any other Part of the same Division, of the said Road, so as such Person or Persons, deliver the said Note or Ticket, to the Receiver or Receivers, Collector or Collectors, of the said Toll or Duty, at the latter Gate or Turnpike, erected on the same Division, on the same Day, or before Twelve of the Clock in the Night of that Day, and also that no Person or Persons, who shall have Occasion to pass through any of

Tolls to be
paid but once
a Day.

first Meeting
of Trustees.

the Toll-Gates or Turnpikes, erected in Pursuance of this Act, with any Coach, Landau, Berlin, Chariot, Calash, Chaise, Hearse, Litter, Chair, Waggon, Wain, Cart, Carriage, Horse, Ass, Mule, or other Cattle, having paid the Tolls and Duties, appointed by this Act to be taken, and who shall return and pass through the same Toll-Gate or Turnpike, at which such Tolls or Duties were paid, on the same Day, upon or with the same Coach, Landau, Berlin, Chariot, Calash, Chaise, Hearse, Litter, Chair, Waggon, Wain, Cart, Carriage, Horse, Ass, Mule, or other Cattle, shall be liable or compellable, on the same Day, to pay the Toll or Duty, more than once at the same Gates or Turnpikes. **And be it further Enacted,** by the Authority aforesaid, that the several Trustees hereby appointed, or any or more of them, shall meet together at the

and shall adjourn themselves and afterwards meet there or at any other Place, near the said Road, as the said Trustees, or any or more of them, shall think proper and convenient, as often as it shall be necessary, for putting this Act in Execution, and that a General Meeting of the said Trustees, shall Yearly and every Year, during the Continuance of this Act, be held at

for the passing and settling of all Accounts of all Receivers, Collectors, Toll-bar Keepers, and other Officers, belonging or relating to the said Road, and for the Choice of such Trustees, in the Room of such Trustees, as shall be then dead, or refuse to act, unless the said shall happen to be on a *Sunday*, and that then such Yearly General Meeting shall be held on the *Munday* next following; and if there shall not appear at any such Yearly General, or any other Meeting, so appointed or to be appointed a sufficient Number of Trustees, to act at such Yearly General or other Meeting, and to adjourn to another Day the Clerk, or Clerks, to the said Trustees, shall and may by publick Notice in Writing to be fixed at all the Turnpikes, at least Days before the next Meeting, appoint the said Trustees to meet at the House, where the last Meeting was appointed to be held, or at some other convenient House, in or near the said Road, and the said Trustees, at their first or other subsequent Meeting, shall defray their own Expences. **Provided always, and be it further Enacted,** by the Authority aforesaid, that the said Trustees shall make no Order, in Pursuance of this Act, which shall relate to that Part of the Road, leading

Trustees to
make no Or-
ders but in
their separate
Divisions.

leading from *Market Harborough* aforesaid, to the Market-Cross in *Thrapston* aforesaid, but at such of their Meetings as shall be held at

nor shall any Order be made, which shall relate to that Part of the Road, leading from the Market-Cross in *Thrapston* aforesaid, to the Pound in *Brampton* aforesaid, but at such Meeting of the said Trustees, as shall be held at

(Except as to the said yearly General Meeting for passing the Accounts, and chusing Trustees, in manner aforesaid) any thing herein contained to the contrary, notwithstanding. And for continuing a sufficient Number of Trustees for putting this Act in Execution, during the Continuance thereof, **Be it further Enacted**, by the Authority aforesaid; that when and as often as any Trustee or Trustees shall die or refuse to act, it shall and may be lawful for the surviving Trustees, or any or more of them, by any Writing or Writings under their Hands and Seals, from time to time and at all Times hereafter, during the Term aforesaid, at such yearly General Meeting to be held at aforesaid, to nominate or appoint one or more fit Person or Persons, resident in the said County of *Leicester*, in the Room of such Trustee or Trustees, so deceased or refusing to act, who did or doth reside within the said County of *Leicester*; as also one or more fit Person or Persons, resident in the said County of *Northampton*, in the Room of such Trustee or Trustees, so deceased or refusing to act, who did or doth reside within the said County of *Northampton*, as also one or more fit Person or Persons, resident in the said County of *Huntingdon*, in the Room of such Trustee or Trustees so deceased or refusing to act, who did or doth reside in the said County of *Huntingdon*, Notice of the Time and Place of Meeting, for the Election of all and every such Trustee and Trustees, being affixed in Writing, at all the Toll-gates, or Turnpikes to be erected, by Virtue of this Act, at least before the Meeting for such Election, and all and every such Person and Persons, as shall from time to time be chosen and appointed, is and are hereby impowered to act to all Intents and Purposes, in as full and ample Manner, as the said Trustees nominated in this Act are impowered to act. **And be it further Enacted**, by the Authority aforesaid; that it shall and may be lawful to and for the said Trustees hereby appointed, or to be appointed, to put this Act in Execution, or any or more of them from time to time, by Writing under their Hands and Seals (without any Stamp thereupon) to assign, lease, demise, lett, farm, or set out the Tolls by this Act granted, or any Part of such Tolls, to any Person or Persons, who shall be willing to take or farm the same from Year to Year, or for any Part of the said Term hereby granted, not exceeding

Trustees may
let Tolls, for
any Term
not exceeding
Years.

Notice in Writing, to be affixed on all the Turnpike-gates to be erected by this Act, and upon publick Bidding to the highest Bidder, and for the best Price such Trustees can get for such Tolls, or any Part thereof, payable at such Times and under such Covenants, as they the said Trustees or any or more of them shall think fit, and to be paid to the said Trustees or any or more of them, or to such Person or Persons, as they or any or more of them shall appoint to receive the same, which Money so to be paid shall be applied and disposed of for repairing the said Road, and the other Purposes herein mentioned, and to no other Use or Purpose whatsoever. **Provided** always, and it is hereby Enacted and Declared, by the Authority aforesaid, that the said Trustees or any or more of them shall, and they are hereby impowered under their Hands and Seals (without any Stamp Duty thereupon) to contract with any Person or Persons for the repairing, amending, and widening the said Road or any Part thereof; and also for the erecting and setting up Mile Stones, or Posts in, upon, or on the Sides of the said Road or any Part thereof, in such Manner, and for such Sum or Sums of Money as shall be agreed upon, by and between the said Trustees, or any or more of them; and such Person and Persons so contracting with the said Trustees, or any or more of them. **Provided** always, that no Gate or Turnpike to be erected and set up in, cross, or on the Side of the aforesaid Road as by this Act is directed, shall be taken down or removed, or any other new Gate or Turnpike, shall hereafter be erected or set up in cross, or on the Side of any Part of the said Road, except by Order of the Trustees, or any or more of them at a Meeting for that Purpose to be appointed, whereof

Taking down or removing Turnpikes.

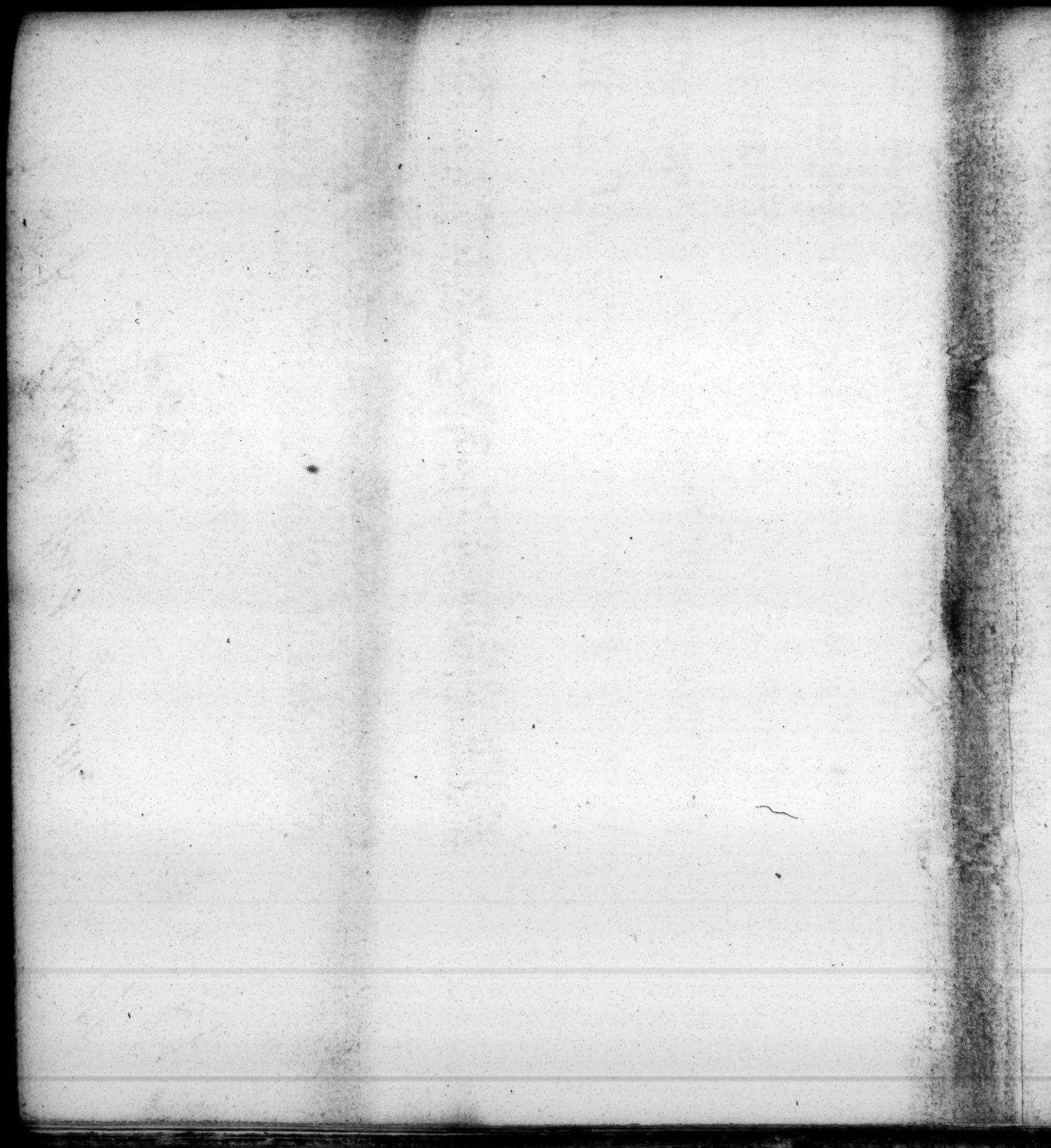
Notice shall be given in Writing by the Clerk of that Part of the Road, wherein such Turnpike shall be taken down or removed, to be fixed on all the Turnpike-gates, to be erected on the said Road by Virtue of this Act,

Limitation of Actions.

and be it further Enacted, by the Authority aforesaid, that if any Action or Suit shall be commenced against any Person or Persons, for any Thing to be done in Pursuance of this Act, every such Action or Suit shall be brought within next after the Fact committed and not afterwards, and shall be laid and brought in such of the said several Counties of *Leicester*, *Northampton*, and *Huntingdon*, in which the Cause or Causes of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action or Suit, shall and may plead the General Issue not guilty, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in Pursuance of and by the Authority of this Act; and if the same shall appear so to be done, or that such Action or Suit shall be brought in any other County, Place or Places, that then the Jury shall find for the Defendant

Defendant or Defendants, and upon such Verdict; or if the Plaintiff or Plaintiffs shall become nonsuited or discontinue his Action, after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Costs, and have such Remedy for the same, as any Defendant or Defendants hath or have in any Case by Law. **And be it further Enacted**, by the Authority aforesaid, that this Act shall be deemed, adjudged, and taken to be a publick Act, and be judicially taken Notice of as such, by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.





B I L L

For repairing and widening the Road leading from *Market Harborough* in the County of *Leicester*, through *Desborough*, *Rowell*, *Kettering*, *Barton-Seagrave*, and *Thrapston*, in the County of *Northampton*, and through *Bythorne*, *Spaldwick*, and *Ellington*, to the *Pound* in the Parish of *Brampton*, in the County of *Huntingdon*.

Legge
Moskyn
J. Allin
Sever
Corbet
Osborn
Falkingham

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